

**Introduced by Committee on Governmental Organization  
(Senators Vincent (Chair), Chesbro, Johnson, Karnette,  
Machado, Morrow, O'Connell, Perata, and Soto)**

February 20, 2002

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An act relating to state property.

LEGISLATIVE COUNSEL'S DIGEST

SB 1607, as introduced, Committee on Governmental Organization.  
State property.

Existing law requires the Department of General Services to perform various functions and duties with respect to state property.

This bill would authorize the Director of General Services to sell, exchange, lease, or transfer unspecified parcels of state property. This bill would designate funds into which the net proceeds are to be deposited and would require the reservation of mineral rights, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. The Director of General Services, with the
- 2 approval of the State Public Works Board, may sell, exchange, or
- 3 lease for current market value or for any lesser consideration
- 4 authorized by law and upon terms and conditions and subject to
- 5 reservations and exceptions that the director determines are in the
- 6 best interest of the state, all or any part of the following real
- 7 property:
- 8 Parcel 1. \_\_\_\_.

1 Parcel 2. \_\_\_\_.

2 SEC. 2. (a) Notices of every public auction or bid opening  
3 shall be posted on the real property to be sold under this act and  
4 shall be published in a newspaper of general circulation published  
5 in the county in which the real property to be sold is situated.

6 (b) Any sale, exchange, lease, or transfer of the parcels  
7 described in this act is exempt from Chapter 3 (commencing with  
8 Section 21100) to Chapter 6 (commencing with Section 21165),  
9 inclusive, of Division 13 of the Public Resources Code.

10 SEC. 3. (a) The Department of General Services shall be  
11 reimbursed for any cost or expense incurred in the disposition of  
12 any parcels.

13 (b) The net proceeds of any moneys received from the  
14 disposition of any parcels described in this act shall be deposited  
15 in the General Fund and be available for appropriation in  
16 accordance with Section 15863 of the Government Code.

17 SEC. 4. As to any property sold pursuant to this act consisting  
18 of 15 acres or less, the Director of General Services shall except  
19 and reserve to the state all mineral deposits, as defined in Section  
20 6407 of the Public Resources Code, below a depth of 500 feet,  
21 without surface rights of entry. As to property sold pursuant to this  
22 act consisting of more than 15 acres, the Director of General  
23 Services shall except and reserve to the state all mineral deposits,  
24 as defined in Section 6407 of the Public Resources Code, together  
25 with the right to prospect for, mine, and remove the deposits. The  
26 rights to prospect for, mine, and remove the deposits shall be  
27 limited to those areas of the property conveyed that the director,  
28 after consultation with the State Lands Commission, determines  
29 to be reasonably necessary for the removal of the deposits.

